

Following the interviews Council Member Bennett suggested the Mayor check the references given by each man and give a report to the council prior to any council action being taken. Mayor Nielson said he would check on the references in the morning and report back to the council as soon as possible.

Mayor Nielson asked if there was any further comments or discussion. There being none, Council Member Bird MOVED the executive session be adjourned and the council re-convene into open session. The motion was SECONDED by Council Morrison. Motion carried. The session was adjourned at 10:25 p.m.

*Grant S. Nielson*  
Mayor Grant S. Nielson

*Dorothy Jeffery*  
Dorothy Jeffery, City Recorder

MINUTES OF A REGULAR CITY COUNCIL MEETING HELD JANUARY 18, 1982

PRESENT:

Grant S. Nielson	Mayor and presiding
Max Bennett	Council Member
Don Bird	Council Member
Ruth Hansen	Council Member
Willis Morrison	Council Member

ABSENT:

Don Dafoe	Council Member
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OTHERS PRESENT:

Neil Forster	Public Works Superintendent
Ray Valdez	City Building Inspector
John Quick	City Engineer
Warren Peterson	City Attorney
Dorothy Jeffery	City Recorder
Leland J. Roper	City Resident
Delano Church	City Resident
Kay Traveller	Developer
Quin Shepherd	County Resident
Gil Trujillo	Chamber of Commerce
Todd Wirthlin	Engineer
John Peterson	Architect
Glen Swalberg	Delta Auto
Kent Hughes	ABC Accounting
Roger Lister	City Resident

There were others in attendance at the meeting that did not sign the roster.

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Mayor Nielson, being present, called the meeting to order at 7:00 p.m. Dorothy Jeffery, being present, acted as secretary.

The Mayor stated the meeting was a regularly called meeting and that notice of the time, place and agenda of the meeting had been posted at the principal office of the governing body and had been provided to the Millard County Chronicle; the Millard County Gazette and the local radio station KNAK, and to each member of the governing body by mailing copies of the Notice and Agenda two (2) days before to each of them.

#### MINUTES OF PREVIOUS MEETING

Minutes of a Regular City Council Meeting held January 11, 1982, were presented to the council for their review and consideration for approval. Mayor Nielson asked if there were any comments or corrections in the minutes. Following a brief discussion of the minutes, Council Member Morrison MOVED the minutes be approved as presented. The motion was then SECONDED by Council Member Bennett and received the unanimous affirmative vote of all council members present.

#### ACCOUNTS PAYABLE FOR WEEK OF JANUARY 18, 1982

The accounts payable for the week of January 18, 1982, were presented by the City Recorder, Dorothy Jeffery, for council's review and consideration for approval of payment. Council Member Morrison MOVED the bills be approved for payment as presented. The motion was then SECONDED BY Council Member Morrison. Motion carried.

#### APPOINTMENT OF COUNCIL MEMBER AND CITIZENS TO BOARD OF APPEALS

Council Member Hansen informed council she had contacted each of the persons that had been suggested to serve as members of the Board of Appeals with the exception of Ferra Little, and each of them have agreed to serve if appointed. Mayor Nielson then recommended Arthur Jeffery be appointed as the designated public member of the board. Council Member Bennett so MOVED. The motion was then SECONDED by Council Member Hansen. Motion carried.

Mayor Nielson entertained a motion that Ruth Hansen be appointed as the Council Member to serve on the Board of Appeals. Council Member Bennett so MOVED. The motion was SECONDED by Council Member Bird. Mayor Nielson called for a vote on the motion. The motion carried unanimously.

Council Member Hansen MOVED the following persons be appointed as the panel of members of the Board of Appeals:

Dorothy Atkinson	Louise Bogh
Lyndon Callister	Martin Ludwig
James Christensen	

The list of persons was discussed briefly. Council Member Bennett SECONDED the pending motion. The motion carried with the unanimously affirmative vote of all council members present.

#### APPOINTMENT TO THE BOARD OF ADJUSTMENT

Council Member Bennett suggested the appointment to the Board of Adjustment be tabled until the next council meeting due to the absence of Council Member Don

Dafoe at the meeting tonight. Council Member Bird MOVED the above mentioned appointment be tabled until the January 25 regularly scheduled Delta City Council Meeting. The motion was then SECONDED by Council Member Morrison. Motion carried.

DELANO CHURCH'S REQUEST TO VACATE THE STREET BETWEEN 4th and 5th WEST ON 5 NORTH

A discussion was held concerning Mr. Delano Church's request to vacate 5th North Street between 4th and 5th West on 5th North, after which City Attorney Warren Peterson reviewed with the council members the document presented at a previous council meeting entitled "Grant of Right-of-Way and Easement" to the Melville Irrigation Company to make conveyance of an easement to allow the continued use, operation and maintenance of the canal, located partially within the street to be vacated. Council Member Morrison MOVED that in the event the street is vacated, the aforementioned Grant of Right-Of-Way and Easement be given council's approval. The motion was SECONDED by Council Member Hansen. Mayor Nielson called for a roll call vote on the pending motion. Voting was as follows:

Council Member Max Bennett	Yea
Council Member Don Bird	Yea
Council Member Ruth Hansen	Yea
Council Member Willis Morrison	Yea

Council Member Don Dafoe	Absent
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Attorney Peterson reviewed with council members proposed Ordinance No. 82-35, a copy of which was given to each council member at a previous meeting for their review and consideration of adoption. There was a discussion regarding establishment of a city policy regarding disposition of property vacated within a vacated street, followed by a MOTION by Council Member Hansen to adopt Ordinance #82-34 which is entitled:

AN ORDINANCE PROVIDING FOR THE VACATION OF AND CLOSING OF THAT PORTION OF A DEDICATED STREET 33 FEET IN WIDTH LOCATED NORTH OF BLOCK 100 ACCORDING TO THE AMENDED PLAT OF THE DELTA TOWNSITE, PLAT "A" LYING BETWEEN FOURTH WEST STREET AND FIFTH WEST STREET IN THE CITY OF DELTA, UTAH.

The motion was SECONDED by Council Member Bennett. Mayor Nielson asked if there were any further discussion or comments. Council Member Bird suggested the council review the disposal of vacated streets and/or other city properties as soon as possible.

Mayor Nielson called for a roll call vote on the above motion. The voting was as follows:

Council Member Max Bennett	Yea
Council Member Don Bird	Yea
Council Member Ruth Hansen	Yea
Council Member Willis Morrison	Yea

Council Member Don Dafoe	ABSENT
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The ordinance #82-35 was then signed by Mayor Grant S. Nielson, attested by the City Recorder and accepted as part of the official records of the City of Delta. Copies of the ordinance are on file in the office of the City Recorder for public

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review.

JOHN PETERSON - STATUS REPORT ON THE PLANS FOR THE PROPOSED DELTA CITY BUILDING

Mr. John Peterson gave a status report on the plans for the proposed Delta City Municipal Building, he then requested the council appoint a person or persons to work with his firm regarding the needs of the city for their office space. Mr. Peterson also told the council he needs a list of all county and state agencies that will be needing space in the city building.

It was the opinion of the council it would be in the best interest of all persons involved to table the appointment of a person to work with Mr. Peterson until after a City Administrator has been hired.

TOD WIRTHLIN - STATUS REPORT ON THE DELTA CITY AIRPORT MASTER PLAN

Mr. Todd Wirthlin gave a status report on the work being done by his firm on the Delta City Airport Master Plan. Mr. Wirthlin informed the council there is a need to identify the property owned by the city at the Delta City Airport. Delta City apparently has considerable more airport property than the airport engineer had anticipated. He estimated that a survey would cost approximately \$8,000.00 instead of the original estimated cost of \$4,000.00. Mr. Wirthlin was assigned by Mayor Nielson to request additional monies from IPA for the airport survey.

Council Member Morrison MOVED the council instruct City Attorney Warren Peterson, to contact the local title companies that may be interested in doing a title search on the Delta City Airport and report back to the council at which time the council will discuss the hiring one of them for the project. The motion was SECONDED by Council Member Bird. The motion carried.

TRAVELLER & WEBB REQUEST FOR A R -B ZONE FOR A TEN (10) ACRE PUD LOCATED AT 350 EAST, NORTH OF THE MIDDLE SCHOOL.

Mayor Nielson read the following recommendation received from the Planning/Zoning Commission regarding the Traveller & Webb petition for a zone change:

By a unanimous vote at the Planning and Zoning Meeting held Wednesday, January 06, 1982, the Planning and Zoning Committee recommended that The Delta City Council approve the request of Traveller and Webb for a R-3A Zone for a ten (10) acre Planned Unit Development located at 350 East, North of the Middle School, which has been annexed into Delta City Limits.

Mr. Traveller presented a plat of the proposed project for the review of the council.

Following a discussion of the proposed land use as it related to the zone change, Council Member Bird MOVED the council grant the above mentioned request to become effective January 28, 1982 and be published in the Millard County Chronicle the week of January 28, 1982. The motion was SECONDED by Council Member Hansen and received the unanimous affirmative vote of all council members present.

Attorney Peterson discussed with the council some of the problems with the present Delta City Zoning Ordinance and recommended a meeting be scheduled with any persons designated by the city council to review the ordinance and submit a report to the Planning and Zoning Commission for their review. It was the opinion

of the council the meeting should be scheduled and instructed Attorney Peterson to schedule the meeting as soon as possible.

MARIBAH WINSOR REQUEST FOR A ZONE CHANGE FROM R-2 TO R-3 at 485 West, 400 South

Mayor Nielson read the following letter received from the Planning and Zoning Commission regarding the request from Maribah Winsor for a zone change:

By a unanimous vote at the Planning and Zoning Meeting held Wednesday, January 06, 1982, the Planning and Zoning Commission recommended that the Delta City Council approve the request of Maribah Winsor for a zone change from R-2 to R-3A at 485 West, 400 South, which is 200 feet of Lot 3, Block 11, Plat "A" Delta Townsite Survey.

No protests were received regarding the zone change request.

Following a brief discussion of the item, Council Member Don Bird stated he was concerned about the availability of the water/sewer services in that area for multiple dwellings and the fact that in his opinion it would be at least 12 months before there would be adequate services available. He MOVED the request be denied. The motion was SECONDED by Council Member Morrison. Mayor Nielson called for a roll call vote on the pending motion. The voting was as follows:

Council Member Max Bennett	Yea
Council Member Don Bird	Yea
Council Member Ruth Hansen	Yea
Council Member Willis Morrison	Yea
Council Member Don Dafoe	Absent

LISTER, UTAH DEPARTMENT OF TRANSPORTATION AND WOODBURY, BROWN, SCHMUTZ ASSOCIATES REQUEST FOR A ZONE CHANGE

Mayor Nielson read the following letter received from the Planning and Zoning Commission regarding the Lister, Utah Department of Transportation, and Woodbury, Brown, Schmutz Associates request for a zone change:

By a unanimous vote at the Planning and Zoning Meeting held Wednesday January 06, 1982, the Planning and Zoning Commission recommended that the Delta City Council approve the request of Lister, Utah Department of Transportation and Woodbury Brown Schmutz Associates for a zone change from R-2 and R-1 to CB at approximately 450 East Main to the City limits and South of Main to 2nd South.

Superintendent Forster furnished a plat of the proposed project for the review of the council.

Following the review of the plat and a very lengthy discussion of the present zoning in the area, Council Member Bennett MOVED the following portion of the request be approved:

Lots 1 and 4 on Block 46

Lots 2 and 3 on Block 45

All of the portion of the previously vacated 1st South Street shown on the city plat beginning on the East side of 450 East running to the East property line of Block 44 and 45

All of the previously vacated 5th East Street as shown on the city

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plat beginning at the North boundary of Blocks 45 and 46 and continuing South to the previously vacated 1st South Street

Approve South to the South property boundary of Lot 1 Block 45 and Lot 2 of Block 45.

He further moved that the balance of the property remain as it presently zoned and that the petition be returned to the Planning and Zoning Commission for further review of the Delta City Comprehensive Development Plan prior to any zone change.

After further discussion of the above motion, Council Member Bird SECONDED the motion. Mayor Nielson asked if there were any further comments regarding the motion, there being none, he then called for a roll call vote on the motion. The voting was as follows:

Council Member Max Bennett	Yea
Council Member Don Bird	Yea
Council Member Ruth Hansen	Yea
Council Member Willis Morrison	Yea
Council Member Don Dafoe	Absent

#### OTHER BUSINESS DISCUSSED

1. Mayor Nielson asked direction from the council regarding the building permit for the proposed South Elementary School, the annexation of the property and the negotiation for the old football field. It was the opinion of the council a meeting be scheduled with Superintendent Topham and the Mayor to discuss the matter.
2. Mayor Nielson informed the council the bid specifications are being prepared for a bid for insurance for Delta City.
3. Mayor Nielson reported on the references he had checked on regarding the applicants for the City Administrator Position.
4. Council Member Bennett informed the council members that Morris Burton has been employed with Delta City as a policeman for three months and had been interviewed by Chief Roy Wood, Mayor Nielson and himself. All have agreed that Mr. Burton should be recommended to be put on a permanent employee status, with an increase to step 11 grade D. This would be an increase in wages of \$45.00 per month. Council Member Bennett MOVED the above recommendation be given council's approval. The Motion was SECONDED by Council Member Morrison and received the unanimous affirmative vote of all council members present.
5. Council Member Bennett informed council that Mr. Lloyd Burraston has requested council action regarding his request for council approval of his renting land at Delta City Airport for a airport hangar or an airplane repair shop. It was the opinion of the council members that Mr. Burraston should submit a new proposal for the council to consider, due to the length of time since his first proposal.

Mayor Nielson asked if there were any further business or comments to be discussed. There being none, Council Member Bird MOVED the meeting be adjourned. The motion was SECONDED by Council Member Hansen and the meeting adjourned at 11:45 p.m.

*Grant S. Nielson*  
 Mayor Grant S. Nielson

*Dorothy Jeffery*  
 Dorothy Jeffery, City Recorder

## MINUTES OF A SPECIAL CITY COUNCIL MEETING HELD JANUARY 22, 1982

## PRESENT

Grant S. Nielson  
 Max Bennett  
 Don Bird  
 Ruth Hansen  
 Willis Morrison

Mayor and presiding  
 Council Member  
 Council Member  
 Council Member  
 Council Member

## ABSENT

Don Dafoe

Council Member

## OTHERS PRESENT

Ray Valdez  
 Dorothy Jeffery

City Building Inspector  
 City Recorder

Mayor Nielson, being present, called the meeting to order at 7:00 p.m. Dorothy Jeffery, being present, acted as secretary.

The Mayor stated the meeting was a Specially called City Council meeting and that notice of the time, place and agenda of the meeting had been posted at the principal office of the governing body and had been provided to the Millard County Chronicle; the Millard body by mailing copies of the Notice and Agenda two (2) days before to each of them.

Mayor Nielson explained the purpose of the Special Meeting was to interview those persons interested in the position of the Delta City Administrator that had been chosen by the council from the resumes received by the city, for the interviews scheduled for the meeting.

Mayor Nielson explained that due to the fact that the meeting was for the purpose of interviewing persons for the position of the City Administrator, he would entertain a motion the council go into an executive session. Council Member Bennett so MOVED. The motion was SECONDED by Council Member Bird and

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